

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO.: _____
v.	:	DATE FILED: _____
ANDRE WEBB	:	VIOLATIONS:
EFREM SMITH	:	18 U.S.C. § 371 (conspiracy to make false statements - 2 counts)
JOHN KOLLOCK	:	18 U.S.C. §§ 924(a)(1)(A) and 2 (causing false statements to dealer - 6 counts)
	:	18 U.S.C. § 922(d)(1) (selling a firearm to a felon - 2 counts)
	:	18 U.S.C. § 922(g)(1) (possession of a firearm by a convicted felon - 8 counts)
	:	18 U.S.C. § 1512(b) (witness tampering - 3 counts)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. Defendant ANDRE WEBB was barred from legally purchasing and possessing a firearm because he had previously been convicted of a felony crime in federal court for which he could be punished by imprisonment for more than one year.
2. Targetmaster, located at 255. North Route 202, Chadds Ford, Pennsylvania, was located in the Eastern District of Pennsylvania, possessed a federal firearms license ("FFL") and was authorized to deal in firearms under federal law.
3. FFL holders were licensed, among other things, to sell firearms and

ammunition. Various rules and regulations promulgated under the authority of Title 18, United States Code, Chapter 44 (Sections 921-929) govern the manner in which an FFL holder may sell firearms and ammunition.

4. The rules and regulations governing FFL holders required that a person seeking to purchase a handgun fill out a “Firearms Transaction Record,” ATF Form 4473. Part of the Form 4473 required that the prospective purchaser certify truthfully, subject to penalties of perjury, that he or she was the actual buyer of the firearm. The Form 4473 contained language warning that “You are not the actual buyer if you are acquiring the firearm(s) on behalf of another person.” The Form 4473 also warned that making any false statement, including falsely indicating that one was the actual buyer of the firearm, is a crime punishable as a felony. A person who purchases a firearm for another person and falsely completes the Form 4473 is a “straw purchaser.”

5. FFL holders were required to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder.

6. On or about March 11, 2003, in the Eastern District of Pennsylvania, defendant

ANDRE WEBB,

in connection with the acquisition of an HK, Model USP Compact 40, .40 caliber semi-automatic pistol, serial number 26-055584, from Targetmaster, knowingly made, and aided and abetted the making of, a false and fictitious statement with respect to information required by the provisions of Chapter 44 to be kept in the FFL holder’s records, in that A.R., at the direction of defendant ANDRE WEBB, certified on Firearms Transaction Record, ATF Form 4473, that she was the

actual buyer of the firearm, when as defendant ANDRE WEBB and A.R. well knew, this statement was false and fictitious.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

1. From in or about July 2003 through the date of this indictment, a federal grand jury for the Eastern District of Pennsylvania was conducting a criminal investigation of defendant ANDRE WEBB. The grand jury was investigating, among other things, whether defendant WEBB used A.R. to illegally purchase a firearm for defendant WEBB.

2. From on or about January 3, 2004 though on or about January 6, 2004, defendant ANDRE WEBB asked a friend, V.B., to call A.R. V.B. tried, but was not able, to get in touch with A.R.

3. On or about January 7, 2004, defendant ANDRE WEBB called A.R. and asked her to call V.B. A.R., in turn, called V.B. on one phone number, and V.B. called A.R. back from a different phone number.

4. On or about January 7, 2004, at defendant ANDRE WEBB's direction, V.B. told A.R. that defendant WEBB wanted V.B. to tell A.R. that "the baby" was not his (defendant WEBB's). When defendant WEBB used the phrase "the baby" he meant the firearm that A.R. purchased for defendant WEBB at his direction.

5. On or about January 7, 2004, after V.B. spoke to A.R., defendant ANDRE WEBB called A.R. to confirm that A.R. had spoken with V.B.

6. Defendant ANDRE WEBB thereafter called V.B. to confirm that V.B. had passed along his coded message to A.R. When he spoke to V.B. on or about February 1, 2004, V.B. advised that she did what WEBB asked her to do.

7. In or about January and February 2004, among other times, defendant

ANDRE WEBB knew that a grand jury investigation was pending and that A.R. was a potential witnesses against him before the grand jury and at a prospective federal trial.

8. In or about January and February 2004, in the Eastern District of Pennsylvania, defendant

ANDRE WEBB

knowingly attempted to corruptly persuade A.R. with the intent to influence the testimony of A.R. in an official proceeding, that is, the federal grand jury investigation of defendant WEBB and the prospective federal trial of defendant WEBB.

In violation of Title 18, United States Code, Section 1512(b)(1).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 through 5 of Count One are incorporated here.
2. Each of the entities listed below was located in the Eastern District of Pennsylvania, possessed a federal firearms license (“FFL”) and was authorized to deal in firearms under federal law:
 - a. The Shooter Shop, 2001 E. Allegheny Ave., Philadelphia, Pennsylvania; and,
 - b. Delia’s Gun Shop, 6104 Torresdale Ave., Philadelphia, Pennsylvania.
3. From on or about April 16, 2003 through on or about May 7, 2003, defendants

**ANDRE WEBB and
JOHN KOLLOCK**

conspired and agreed with each other and others known and unknown to the grand jury to commit an offense against the United States, that is, to knowingly make false and fictitious statements with respect to the information required to be kept in the records of a federally licensed firearms dealer, specifically, the identity of the actual buyer of firearms, in violation of Title 18, United States Code, Section 924(a)(1)(A).

MANNER AND MEANS

4. It was part of the conspiracy that defendant ANDRE WEBB asked defendant JOHN KOLLOCK, who was not prohibited from purchasing firearms for himself, to purchase firearms for defendant WEBB, by falsely stating to the firearms dealers that defendant

KOLLOCK was the actual buyer of the firearms.

It was further part of the conspiracy that:

5. Defendant ANDRE WEBB gave defendant JOHN KOLLOCK cash, directed defendant KOLLOCK to purchase three firearms and collected the firearms from defendant KOLLOCK.

OVERT ACTS

In furtherance of the conspiracy, defendants ANDRE WEBB and JOHN KOLLOCK, and others known and unknown to the grand jury, committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

The April 16, 2003 Straw Purchase

On or about April 16, 2003:

1. Defendants ANDRE WEBB and JOHN KOLLOCK drove to Targetmaster.
2. Defendant ANDRE WEBB gave defendant JOHN KOLLOCK cash in order for defendant KOLLOCK to purchase a firearm for defendant WEBB.
3. Defendant ANDRE WEBB gave defendant JOHN KOLLOCK directives regarding what firearm to purchase for him.
4. At the direction of defendant ANDRE WEBB, defendant JOHN KOLLOCK purchased a Bushmaster, Model XM15-E2S, .223 caliber rifle, serial number L202789, by falsely stating on the ATF 4473 form that he was the actual buyer of the firearm.
5. After leaving the gun store, at the direction of defendant ANDRE WEBB,

defendant JOHN KOLLOCK transferred the straw-purchased firearm to defendant WEBB.

The April 19, 2003 Straw Purchase

On or about April 19, 2003:

6. Defendants ANDRE WEBB and JOHN KOLLOCK drove to The Shooter Shop.

7. Defendant ANDRE WEBB gave defendant JOHN KOLLOCK cash in order for defendant KOLLOCK to purchase a firearm for defendant WEBB.

8. Defendant ANDRE WEBB gave defendant JOHN KOLLOCK directives regarding what firearm to purchase for him.

9. At the direction of defendant ANDRE WEBB, defendant JOHN KOLLOCK purchased a Cobray, Model CM11, 9 mm. semi-automatic pistol, serial number 94-0020823, by falsely stating on the ATF 4473 form that he was the actual buyer of the firearm.

10. After leaving the gun store, at the direction of defendant ANDRE WEBB, defendant JOHN KOLLOCK transferred the straw-purchased firearm to defendant WEBB.

The May 6, 2003 Straw Purchase

On or about May 6, 2003:

11. Defendants ANDRE WEBB and JOHN KOLLOCK drove to Delia's Gun Shop.

12. Defendant ANDRE WEBB gave defendant JOHN KOLLOCK cash in order for defendant KOLLOCK to purchase a firearm for defendant WEBB.

13. Defendant ANDRE WEBB gave defendant JOHN KOLLOCK directives regarding what firearm to purchase for him.

14. At the direction of defendant ANDRE WEBB, defendant JOHN KOLLOCK purchased a Charles Daly, Model DDA10-45, .45 caliber semi-automatic pistol, serial number 00152, by falsely stating on the ATF 4473 form that he was the actual buyer of the firearm.

15. After leaving the gun store, at the direction of defendant ANDRE WEBB, defendant JOHN KOLLOCK transferred the straw-purchased firearm to defendant WEBB.

The May 7, 2003 Straw Purchase

On or about May 7, 2003:

16. Defendants ANDRE WEBB and JOHN KOLLOCK drove to The Shooter Shop.

17. Defendant ANDRE WEBB gave defendant JOHN KOLLOCK cash in order for defendant KOLLOCK to purchase a firearm for defendant WEBB.

18. Defendant ANDRE WEBB gave defendant JOHN KOLLOCK directives regarding what firearm to purchase for him.

19. At the direction of defendant ANDRE WEBB, defendant JOHN KOLLOCK purchased a Bryco, Model Jennings Nine, 9 mm. semi-automatic pistol, serial number 1555678, by falsely stating on the ATF 4473 form that he was the actual buyer of the firearm.

20. After leaving the gun store, at the direction of defendant ANDRE WEBB, defendant JOHN KOLLOCK transferred the straw-purchased firearm to defendant WEBB.

All in violation of Title 18, United States Code, Section 371.

COUNTS FOUR AND FIVE

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 through 5 of Count One and paragraph 2 of Count Three are incorporated here.

2. On or about the dates listed below, in the Eastern District of Pennsylvania, defendants

**ANDRE WEBB and
JOHN KOLLOCK,**

in connection with the acquisition of the firearms listed below from the FFL holders listed below, knowingly made, and aided and abetted the making of, a false and fictitious statement with respect to information required by the provisions of Chapter 44 to be kept in the FFL holders' records, in that defendant KOLLOCK, at the direction of defendant WEBB, certified on the Firearms Transaction Record, ATF Form 4473, that he was the actual buyer of the firearm, when as defendants WEBB and KOLLOCK well knew, this statement was false and fictitious:

Count	Date	FIREARMS	
		Make / Model / caliber / type / FFL	Serial Number
4	5/6/03	Charles Daly, Model DDA10-45, .45 caliber semi-automatic pistol from Delia's Gun Shop	00152
5	5/7/03	Bryco, Model Jennings Nine, 9 mm., semi-automatic pistol from the Shooter Shop	1555678

All in violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

COUNTS SIX AND SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about the dates listed below, at Philadelphia, in the Eastern District of Pennsylvania, defendant

ANDRE WEBB

knowingly sold and otherwise disposed of the firearms listed below to R.W., knowing and having reasonable cause to believe that R.W. previously had been convicted of a crime punishable by imprisonment for a term exceeding one year:

Count	Date	FIREARMS	
		Make / Model / caliber / type	Serial Number
6	Fall 2002	Ruger, Model P89DC, 9 mm. semi-automatic pistol	31397716
7	April/ May 2003	Taurus, Model PT92, 9 mm., semi-automatic pistol	obliterated

All in violation of Title 18, United States Code, Sections 922(d)(1) and 924(a)(2).

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 through 5 of Count One are incorporated here.
2. Each of the entities listed below was located in the Eastern District of Pennsylvania, possessed a federal firearms license (“FFL”) and was authorized to deal in firearms under federal law:
 - a. Delia’s Gun Shop, 6104 Torresdale Ave., Philadelphia, Pennsylvania; and
 - b. Mike and Kate’s Sport Shoppe, 7245 Oxford Avenue, Philadelphia, Pennsylvania.
3. From on or about March 28, 2003 through on or about May 10, 2003, defendants

ANDRE WEBB and EFREM SMITH

conspired and agreed with each other and others known and unknown to the grand jury to commit an offense against the United States, that is, to knowingly make false and fictitious statements with respect to the information required to be kept in the records of a federally licensed firearms dealer, specifically, the identity of the actual buyer of firearms, in violation of Title 18, United States Code, Section 924(a)(1)(A).

MANNER AND MEANS

4. It was part of the conspiracy that defendant ANDRE WEBB asked defendant EFREM SMITH, who was not prohibited from purchasing firearms for himself, to purchase firearms for defendant WEBB, by falsely stating to the firearms dealers that defendant

SMITH was the actual buyer of the firearms.

It was further part of the conspiracy that:

5. Defendant ANDRE WEBB gave defendant EFREM SMITH cash, directed defendant SMITH to purchase the firearms and collected the firearms from defendant SMITH.

OVERT ACTS

In furtherance of the conspiracy, defendants ANDRE WEBB and EFREM SMITH, and others known and unknown to the grand jury, committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

The April 5, 2003 Straw Purchase

1. On or about April 2, 2003, defendants ANDRE WEBB and EFREM SMITH drove to Delia's Gun Shop.

2. On or about April 2, 2003, defendant EFREM SMITH put a down payment on a Claridge Hi-Tech, Model S9, 9 mm. semi-automatic pistol, serial number S900779, at Delia's Gun Shop

3. On or about April 2, 2003, defendant ANDRE WEBB asked defendant EFREM SMITH to purchase the Claridge 9 mm. pistol for defendant WEBB.

4. On or about April 2, 2003, defendant ANDRE WEBB paid for defendant EFREM SMITH to get a new identification.

5. On or about April 2, 2003, defendant ANDRE WEBB gave defendant EFREM SMITH cash in order for defendant SMITH to purchase the Claridge 9 mm. for defendant WEBB.

6. On or about April 5, 2003, at the direction of defendant ANDRE WEBB,

defendant EFREM SMITH purchased a Claridge Hi-Tech, Model S9, 9 mm. semi-automatic pistol, serial number S900779, by falsely stating on the ATF 4473 form that he was the actual buyer of the firearm.

7. On or about April 5, 2003, at the direction of defendant ANDRE WEBB, defendant EFREM SMITH transferred the straw-purchased firearm to defendant WEBB.

The April 10, 2003 Straw Purchase

On or about April 10, 2003:

8. Defendants ANDRE WEBB and EFREM SMITH drove to Delia's Gun Shop.

9. Defendant ANDRE WEBB gave defendant EFREM SMITH cash in order for defendant SMITH to purchase a firearm for defendant WEBB.

10. Defendant ANDRE WEBB gave defendant EFREM SMITH directives regarding what firearm to purchase for him.

11. At the direction of defendant ANDRE WEBB, defendant EFREM SMITH purchased an Intratec, Model AB10 9 mm. semi-automatic pistol, serial number A051497, by falsely stating on the ATF 4473 form that he was the actual buyer of the firearm.

12. After leaving the gun store, at the direction of defendant ANDRE WEBB, defendant EFREM SMITH transferred the straw-purchased firearm to defendant WEBB.

The May 3, 2003 Straw Purchase

On or about May 3, 2003:

13. Defendants ANDRE WEBB and EFREM SMITH drove to Delia's Gun Shop.

14. Defendant ANDRE WEBB gave defendant EFREM SMITH cash in order for defendant SMITH to purchase a firearm for defendant WEBB.

15. Defendant ANDRE WEBB gave defendant EFREM SMITH directives regarding what firearm to purchase for him.

16. At the direction of defendant ANDRE WEBB, defendant EFREM SMITH purchased an Action Arms Israeli Military Industries Uzi, Model 45, 45 caliber, semi-automatic assault weapon, serial number UP53528, by falsely stating on the ATF 4473 form that he was the actual buyer of the firearm.

17. After leaving the gun store, at the direction of defendant ANDRE WEBB, defendant EFREM SMITH transferred the straw-purchased firearm to defendant WEBB.

The May 9, 2003 Straw Purchase

On or about May 9, 2003:

18. Defendants ANDRE WEBB and EFREM SMITH drove to Mike and Kate's Sport Shoppe.

19. Defendant ANDRE WEBB gave defendant EFREM SMITH cash in order for defendant SMITH to purchase a firearm for defendant WEBB.

20. Defendant ANDRE WEBB gave defendant EFREM SMITH directives regarding what firearm to purchase for him.

21. At the direction of defendant ANDRE WEBB, defendant EFREM SMITH purchased a High-Point, Model C-9, 9 mm. semi-automatic pistol, serial number P223229, by falsely stating on the ATF 4473 form that he was the actual buyer of the firearm.

22. After leaving the gun store, at the direction of defendant ANDRE WEBB,

defendant EFREM SMITH transferred the straw-purchased firearm to defendant WEBB.

The May 10, 2003 Straw Purchase

On or about May 10, 2003:

23. Defendants ANDRE WEBB and EFREM SMITH drove to Mike and Kate's Sport Shoppe.

24. Defendant ANDRE WEBB gave defendant EFREM SMITH cash in order for defendant SMITH to purchase a firearm for defendant WEBB.

25. Defendant ANDRE WEBB gave defendant EFREM SMITH directives regarding what firearm to purchase for him.

26. At the direction of defendant ANDRE WEBB, defendant EFREM SMITH purchased a Cobra, Model Mp12, .380 caliber, semi-automatic pistol, serial number 120015431, by falsely stating on the ATF 4473 form that he was the actual buyer of the firearm.

27. At the direction of defendant ANDRE WEBB, defendant EFREM SMITH transferred the straw-purchased firearm to defendant WEBB.

In violation of Title 18, United States Code, Section 371.

COUNTS NINE AND TEN

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 through 5 of Count One and paragraph 2 of Count Eight are incorporated here.

2. On or about the dates listed below, in the Eastern District of Pennsylvania, defendants

**ANDRE WEBB and
EFREM SMITH,**

in connection with the acquisition of the firearms listed below from the FFL holders listed below, knowingly made, and aided and abetted the making of, a false and fictitious statement with respect to information required by the provisions of Chapter 44 to be kept in the FFL holders' records, in that defendant SMITH, at the direction of defendant WEBB, certified on the Firearms Transaction Record, ATF Form 4473, that he was the actual buyer of the firearm, when as defendants WEBB and SMITH well knew, this statement was false and fictitious.

Count	Date	FIREARMS	
		Make / Model / caliber / type / FFL	Serial Number
9	4/5/03	Claridge, Model S9, 9 mm. semi-automatic pistol from Delia's Gun Shop	S900779
10	5/3/03	Action Arms Israeli Military Industries Uzi, Model 45, 45 caliber, semi-automatic assault weapon from Delia's Gun Shop	UP53528

All in violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

COUNT ELEVEN

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 and 3 through 5 of Count One and paragraph 2 of Count Three are incorporated here.

2. On or about May 14, 2003, in the Eastern District of Pennsylvania, defendant

ANDRE WEBB,

in connection with the acquisition of a Llama, Firestorm Model 45 Government, .45 caliber, semi-automatic pistol, serial number 71-04-00647-03, from Delia's Gun Shop, knowingly made, and aided and abetted the making of, a false and fictitious statement with respect to information required by the provisions of Chapter 44 to be kept in the FFL holder's records, in that C.R., at the direction of defendant WEBB, certified on the Firearms Transaction Record, ATF Form 4473, that she was the actual buyer of the firearm, when as defendant WEBB and C.R. well knew, this statement was false and fictitious.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

COUNT TWELVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 14, 2003:

1. Defendant ANDRE WEBB exited Delia's Gun Shop along with Efrem Smith and C.R. Efrem Smith and C.R. were arrested by federal law enforcement officers, but defendant WEBB successfully ran from federal law enforcement officers who tried to arrest him outside the gun store.
2. Defendant ANDRE WEBB knew that he ran from federal law enforcement officers and that federal law enforcement officers investigate the illegal purchase of firearms, including straw purchases of firearms.
3. Thereafter, defendant ANDRE WEBB called T.S., wife of Efrem Smith, on her cellular telephone multiple times.
4. During those conversations, defendant ANDRE WEBB advised T.S. that her husband Efrem Smith had been arrested by law enforcement officers outside of a gun store, but that he (defendant WEBB) had successfully run away.
5. During those conversations, defendant ANDRE WEBB directed T.S. to falsely report that firearms had been stolen from the house she shared with Efrem Smith. Defendant WEBB told T.S. to make the house look like it had been robbed.
6. At defendant ANDRE WEBB's direction, T.S. called the police to make a false report of a robbery. She thereafter met with a Detective from the Philadelphia Police Department. The Detective then contacted law enforcement officers assigned to the Bureau of Alcohol, Tobacco, Firearms and Explosives so that they could interview T.S.

7. On or about May 14, 2003, in the Eastern District of Pennsylvania,
defendant

ANDRE WEBB

knowingly attempted to corruptly persuade T.S. with the intent to hinder, delay and prevent the communication to a law enforcement officer of the United States of information relating to the commission and possible commission of a federal offense.

In violation of Title 18, United States Code, Section 1512(b)(3).

COUNT THIRTEEN

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 and 2 of Count Twelve are incorporated here.

2. On or about May 14, 2003, C.R. met with federal law enforcement officers and told them that she had purchased a firearm for defendant ANDRE WEBB at Delia's Gun Shop earlier that day.

On or about May 15, 2003:

3. Defendant ANDRE WEBB spoke to C.R. by telephone.

4. Defendant ANDRE WEBB directed C.R. to lie and tell federal law enforcement officers that she had not purchased a firearm for WEBB and that the firearm she purchased was for her – not him.

5. On or about May 15, 2003, in the Eastern District of Pennsylvania, defendant

ANDRE WEBB

knowingly attempted to corruptly persuade C.R. with the intent to hinder, delay and prevent the communication to a law enforcement officer of the United States of information relating to the commission and possible commission of a federal offense.

In violation of Title 18, United States Code, Section 1512(b)(3).

COUNTS FOURTEEN THROUGH TWENTY-ONE

THE GRAND JURY FURTHER CHARGES THAT:

1. On or about the dates listed below, in the Eastern District of Pennsylvania, defendant

ANDRE WEBB,

having previously been convicted in the United States District Court for the Eastern District of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate and foreign commerce the firearms listed below:

Count	Date	Purchaser	Make / Model / caliber / type	Serial Number
14	Fall 2002	R.W.	Ruger, Model P89DC, 9 mm. semi-automatic pistol	31397716
15	March 11, 2003	A.R.	HK, Model USP Compact 40, .40 caliber semi-automatic pistol from Targetmaster	26-055584
16	April 5, 2003	Efrem Smith	Claridge Hi-Tech, Model S9, 9 mm. semi-automatic pistol from Delia's Gun Shop	S900779
17	April 16, 2003	Efrem Smith	Professional Ordinance Inc., Model Carbon 15 .223 caliber, semi-automatic pistol from Delia's Gun Shop	B26037
18	April/May 2003	R.W.	Taurus, Model PT92, 9 mm., semi-automatic pistol	obliterated
19	May 3, 2003	Efrem Smith	Action Arms Israeli Military Industries Uzi, Model 45, 45 caliber, semi-automatic assault weapon, from Delia's Gun Shop	UP53528
20	May 6, 2003	John Kollock	Charles Daly, Model DDA10-45, .45 caliber semi-automatic pistol from Delia's Gun Shop	00152

21	May 7, 2003	John Kollock	Bryco, Model Jennings Nine, 9 mm., semi-automatic pistol from the Shooter Shop	1555678
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All in violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF ADDITIONAL FACTORS

THE GRAND JURY FURTHER CHARGES THAT:

1. In committing the offenses charged in Counts One, Three through Eleven and Fourteen through Twenty-One of this indictment, defendant **ANDRE WEBB**:

a. Committed an offense subsequent to sustaining one felony conviction of a crime of violence, as described in U.S.S.G. § 2K2.1(a).

b. Committed an offense involving at least eight firearms, as described in U.S.S.G. § 2K2.1(b)(1).

2. In committing the offenses charged in Counts Eight, Ten and Nineteen of this indictment, defendant **ANDRE WEBB** committed an offense which involved a firearm described in 26 U.S.C. § 5845(a) or 18 U.S.C. § 921(a)(30), as described in U.S.S.G. § 2K2.1(a).

3. In committing the offenses charged in Counts One through Twenty-One of this indictment, defendant **ANDRE WEBB** committed an offense while under a criminal justice sentence, that is, supervised release, as described in U.S.S.G. § 4A1.1.

4. In committing the offense charged in Count Six of this indictment, defendant **ANDRE WEBB** committed an offense less than two years after release from imprisonment, as described in U.S.S.G. § 4A1.1.

5. In committing the offenses charged in Counts Seven and Eighteen of this indictment, defendant **ANDRE WEBB** committed an offense in which any firearm had an altered or obliterated serial number, as described in U.S.S.G. § 2K2.1(b)(4).

6. In committing the offenses charged in Counts Six and Seven, defendant

ANDRE WEBB possessed or transferred any firearm or ammunition with knowledge, intent, or reason to believe that it would be used or possessed in connection with another felony offense, as described in U.S.S.G. § 2K2.1(b)(5).

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
UNITED STATES ATTORNEY
